



# County of Los Angeles CHIEF EXECUTIVE OFFICE

Kenneth Hahn Hall of Administration  
500 West Temple Street, Room 713, Los Angeles, California 90012  
(213) 974-1101  
<http://ceo.lacounty.gov>

WILLIAM T FUJIOKA  
Chief Executive Officer

October 1, 2014

Board of Supervisors  
GLORIA MOLINA  
First District

MARK RIDLEY-THOMAS  
Second District

ZEV YAROSLAVSKY  
Third District

DON KNABE  
Fourth District

MICHAEL D. ANTONOVICH  
Fifth District

To: Supervisor Don Knabe, Chairman  
Supervisor Gloria Molina  
Supervisor Mark Ridley-Thomas  
Supervisor Zev Yaroslavsky  
Supervisor Michael D. Antonovich

From: William T Fujioka  
Chief Executive Officer

## SACRAMENTO UPDATE

### Executive Summary

This memorandum contains a report on actions taken by Governor Brown on legislation of County interest.

- **Legislation of County Interest Signed by the Governor.** The Governor signed 10 measures of significant County interest related to: 1) gun violence restraining orders; 2) contracts to reduce recidivism; 3) conducting special elections; 4) social worker voluntary disclosures; 5) Medi-Cal renewal assistance; 6) special markings on BB guns; 7) Medi-Cal eligibility; 8) the FY 2014-15 Human Services Budget Trailer bill; 9) the FY 2014-15 Public Safety Budget Trailer bill; and 10) IHSS Program provider orientations.
- **Legislation of County Interest Vetoed by the Governor.** The Governor vetoed five measures of significant County interest related to: 1) Medi-Cal interpretation services; 2) assessor certification; 3) social impact partnerships; 4) firearm identification; and 5) prohibition of district-based elections.

---

### Legislation of County Interest Signed by the Governor

**AB 1014 (Skinner and Williams)**, which as amended on August 21, 2014: 1) establishes a procedure to obtain a gun violence restraining order and a firearm and ammunition seizure warrant when a person poses a significant risk of personal injury to himself or herself, or others, by possessing a firearm and ammunition; and 2) authorizes a law enforcement officer, or immediate family member, to seek a court to issue a gun violence restraining order, as specified, prohibiting a person from having in his or her

*"To Enrich Lives Through Effective And Caring Service"*

**Please Conserve Paper – This Document and Copies are Two-Sided  
Intra-County Correspondence Sent Electronically Only**

custody or control, owning, purchasing, possessing or receiving any firearms or ammunition, was signed by the Governor on September 30, 2014. This measure is Chapter 872, Statutes of 2014, and becomes effective January 1, 2015.

**AB 1837 (Atkins)**, which, as amended on August 21, 2014, establishes, until January 1, 2020, the Social Innovation Financing Program which would provide grants to three counties for the purpose of utilizing pay-for-success contracts to reduce recidivism, was signed by the Governor on September 29, 2014. This measure is Chapter 802, Statutes of 2014, and becomes effective January 1, 2015.

**AB 1873 (Gonzalez)**, which, as amended on August 22, 2014, authorizes San Diego County to conduct, as a pilot program, an all-mail ballot special election or special consolidated election to fill a Congressional or legislative vacancy, until January 1, 2020, was signed by the Governor on September 26, 2014. This measure is Chapter 598, Statutes of 2014, and becomes effective January 1, 2015.

**AB 1978 (Jones-Sawyer)**, which as amended on August 22, 2014: 1) requires the California Department of Social Services (CDSS), in consultation with counties and labor organizations, to establish a process no later than January 1, 2016, to receive voluntary disclosures from social workers, if a social worker has reasonable cause to believe that a child welfare-related policy, procedure, or practice by a county child welfare agency endangers the health or well-being of a child; 2) prohibits CDSS from disclosing the identity of a social worker making a disclosure, unless the social worker has consented to the disclosure and other factors; 3) requires CDSS, no later than January 1, 2018, to report to the Legislature, and post on its internet website, the total number of relevant disclosures received and a summary description of the issues raised; and 4) provides that a county social worker may comment publicly on a child death review if the county child welfare agency comments publicly about the case within the scope of the release of information, was signed by the Governor on September 29, 2014. This measure is Chapter 768, Statutes of 2014, and becomes effective January 1, 2015.

As previously reported, the Department of Children and Family Services (DCFS) and County Counsel indicate that AB 1978 establishes a process by which a social worker may confidentially submit his or her concerns to the agency. According to DCFS and County Counsel, the County impact of AB 1978 has not yet been determined since the bill requires that the State set up a process to receive voluntary disclosures from social workers and allows social workers to comment on public disclosures already made by a child welfare agency regarding child death reviews. However, the impact of this measure would likely be minimal or even favorable if it led to process

improvement. This office will continue to work with DCFS and County Counsel to determine any County impact from this measure.

**SB 18 (Leno and Hernandez)**, which as amended on August 18, 2014 requires the California Department of Health Care Services to accept contributions by private foundations in the amount of at least \$6.0 million to provide Medi-Cal renewal assistance payments, starting January 1, 2015 and to work in collaboration with the County Welfare Directors Association and legal services organizations, to develop renewal assistance training for community-based organizations, was signed by the Governor on September 25, 2014. This measure is Chapter 551, Statutes of 2014, and becomes effective January 1, 2015.

**SB 199 (De León)**, which as amended on August 22, 2014, requires airsoft guns that expel projectiles, such as a BB or a pellet, to be fluorescent-colored, was signed by the Governor on September 30, 2014. This measure is Chapter 915, Statutes of 2014, and becomes effective January 1, 2015.

**SB 508 (Hernandez)**, which as amended on August 18, 2014, makes changes to the eligibility requirements for the Medi-Cal program to codify existing eligibility levels under the State's expanded eligibility in the Federal Affordable Care Act, including conforming existing law to the Federal requirement to use modified adjusted gross income for eligibility determination, among other provisions, was signed by the Governor on September 29, 2014. This measure is Chapter 832, Statutes of 2014, and becomes effective January 1, 2015.

**SB 873 (Budget and Fiscal Review Committee)**, which as amended on August 27, 2014, is the Human Services Clean-up Trailer Bill makes necessary statutory changes to implement the FY 2014-15 State Budget Act. Specifically, SB 873: 1) deems an In-Home Supportive Services (IHSS) provider, if certain conditions are met, authorized to work a recipient's county-approved adjusted hours for the week when a recipient's weekly authorized hours are adjusted, among other factors, which conforms to the agreement resulting in the enactment of the IHSS overtime changes in the FY 2014-15 State Budget Act; 2) provides clean-up language to the Approved Relative Caregiver Funding Option Program established under the FY 2014-15 State Budget Act, beginning on January 1, 2015, and removes the requirement that the funding of the applicable per-child CalWORKs grant be limited to Federal funds received, which was unintentional in the original drafting of the law; and 3) requires the California Department of Social Services, subject to funding availability, to contract with non-profit legal services organizations to provide legal services to unaccompanied undocumented minors who are transferred to the care and custody of the Federal Office of Refugee Resettlement and who are present in the State, among other provisions. SB 873 was signed by the

Governor on September 27, 2014. This measure is Chapter 685, Statutes of 2014, and becomes effective immediately.

This office is working with the Department of Public Social Services and the Department of Children and Family Services to determine any County impact from this measure.

**SB 875 (Budget and Fiscal Review Committee)**, which as amended on August 13, 2014, is the Public Safety Budget Trailer Bill, and makes necessary statutory changes to implement the FY 2014-15 State Budget Act. This measure allocates \$5.0 million to the Board of State and Community Corrections for the Community Recidivism Reduction Grant Program, under which counties are eligible to receive funds to develop local, competitive grants to fund community recidivism and crime reduction services, among other provisions. SB 875 was signed by the Governor on September 27, 2014. This measure is Chapter 686, Statutes of 2014, and becomes effective immediately.

**SB 878 (Budget and Fiscal Review Committee)**, which as amended on August 27, 2014, adds to the list of required topics to be included during the In-Home Supportive Services (IHSS) Program prospective provider orientation, information such as the Federal and State requirements regarding minimum wage and overtime pay. This measure also requires the following no later than April 1, 2015: 1) the IHSS provider orientation be an onsite orientation that all prospective providers must attend in person; 2) any oral presentation and written materials presented at the orientation be translated into all IHSS threshold languages in the county, which the California Department of Social Services will be required to provide to counties to share at orientations; and 3) representatives of the recognized employee organization in the county must be permitted to make a presentation of up to 30 minutes at the orientation, among other provisions. SB 878 was signed by the Governor on September 27, 2014. This measure is Chapter 689, Statutes of 2014, and becomes effective immediately.

As previously reported, the Department of Public Social Services (DPSS) indicates that, based on its preliminary review of SB 878, this measure could result in immediate changes to the department's IHSS program orientations, based on new information/content provided by the State. In addition, there would be a workload impact to train staff on the new orientation/content. Moreover, the requirement under SB 878 that orientations be onsite removes any potential for providing them on-line or through other means which could be more convenient for this unpaid pre-employment activity for IHSS providers. DPSS further indicates that as long as the current IHSS Maintenance of Effort fiscal framework remains in place, there would be no additional net County cost for workload increases if this bill is enacted. This office will continue to work with DPSS to determine any County impact from this measure.

### **Legislation of County Interest Vetoed by the Governor**

**AB 2325 (Pérez)**, which as amended on June 12, 2014, would require the California Department of Health Care Services to establish the Medi-Cal Patient-Centered Communication Program to provide and reimburse medical interpretation services for Medi-Cal beneficiaries who are limited English proficient, and grant collective bargaining rights to the interpreters, was vetoed by the Governor on September 29, 2014.

In his veto message, the Governor noted that in 2013 he vetoed these same provisions which were contained in AB 1263 (Perez) because, at that time, California had embarked on an unprecedented expansion of the Medi-Cal Program, and he did not believe it would be wise to introduce more complexity given the many unknowns the State was facing. The Governor further noted that in reconsidering this measure, it appears that this bill contains more liabilities than were previously known, and that the provisions governing collective bargaining go above and beyond what public employees enjoy. According to the Governor, this would potentially create new scopes of representation and litigation. Finally, the Governor indicated that to the extent interpretation services under Medi-Cal are insufficient, we should work together on appropriate, cost-effective initiatives to help patients in need.

**AB 2756 (Committee on Revenue and Taxation)**, which as amended on August 5, 2014 would: 1) require the State Board of Equalization to establish an assessment analyst certification program for State, county, or city and county assessor/assessment analysts; and 2) establish procedures related to the availability of a biodiesel tax refund/reimbursement to persons who have paid such a tax, was vetoed by the Governor on September 29, 2014.

In his veto message, the Governor indicated that the assessor employee training and certification required under the measure is something that assessors can and should be doing without a State mandate.

**SB 593 (Lieu)**, which as amended on August 22, 2014, would authorize the Governor, or designee, to solicit proposals for social impact partnerships using pay-for-success contracting, and to enter into pay-for-success social impact partnerships, or other model of social innovation financing, before December 31, 2019, to address particular components of State programs to improve outcomes or lower State costs, to reduce recidivism and child abuse and neglect, or to assist at-risk and foster children, among other provisions, was vetoed by the Governor on September 30, 2014.

In his veto message, the Governor noted that this bill contains broad authorization and specifies contract guidelines and that it requires a pay-for-success contract to be

submitted with the proposed budget. The Governor indicated that the budget is not an appropriate venue for contracts of this nature to be approved.

**SB 808 (Leno)**, which as amended on August 22, 2014, would require a person who manufactures or assembles a firearm to apply for and obtain from the Department of Justice a unique number or other distinguishing mark prior to manufacturing or assembling a gun, was vetoed by the Governor on September 30, 2014.

In his veto message, the Governor noted that he appreciated the author's concerns, but could not see how adding a serial number to a homemade gun would significantly advance public safety.

**SB 1365 (Padilla)**, as amended on August 7, 2014, would: 1) prohibit a district-based election if it would prevent a protected class from electing candidates of its choice or otherwise influence the election outcome; and 2) for a political subdivision found in violation, allow a court to mandate appropriate remedies which may include implementation of a district-based elections system, a single-member district-based election system, or an increase in the size of the governing body, was vetoed by the Governor on September 30, 2014.

In his veto message, the Governor noted that while there is progress to be made in the area of voting rights, the Federal Voting Rights Act and the California Voting Rights Act already provide important safeguards to ensure that the voting strength of minority communities is not diluted.

We will continue to keep you advised.

WTF:RA  
MR:VE:IGEA:lm

c: All Department Heads  
Legislative Strategist  
Local 721  
Coalition of County Unions  
California Contract Cities Association  
Independent Cities Association  
League of California Cities  
City Managers Associations  
Buddy Program Participants